

IN THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

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ROBERT H. LUND,

Appellant

FILED

-vs-

WAM JONAS, Trustee

Appellee

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PETITION FOR RE-HEARING

APPEAL FROM  
UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF  
CALIFORNIA, CENTRAL DIVISION,  
HON. M. D. CROCKER, DISTRICT JUDGE

John R. Brunner  
Attorney at Law  
Sovereign Building  
354 West Ocean Boulevard  
Long Beach 2, California

Attorney for Appellant



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4 IN THE UNITED STATES COURT OF APPEALS  
5 FOR THE NINTH CIRCUIT

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7 ROBERT H. LUND,

8 Appellant

9 -vs-

10 SAM JONAS, Trustee,

11 APPELLEE

12 - - - - -

13 PETITION FOR RE-HEARING

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15 TO THE HONORABLE PRESIDING JUDGE AND TO THE HONORABLE  
16 ASSOCIATE JUDGES OF THE UNITED STATES COURT OF APPEALS FOR  
17 THE NINTH CIRCUIT:

18 Appellant Robert H. Lund respectfully petitions this  
19 Honorable Court for a re-hearing of its order granting  
20 appellee's motion to dismiss the appeal in the above en-  
21 titled cause rendered on the twenty-third day of December,  
22 1963, and in support of his petition respectfully states:

23 The within appeal presents the question of whether  
24 an attorney, who has not been authorized by his clients to  
25 do so, may be required to reveal the names and addresses of  
26 clients in an action to which the clients are strangers.



1 This question is of such grave concern to the legal  
2 profession and to the public at large that it should not  
3 be permitted to turn on the negligence of the appellant's  
4 attorney to prepare, serve, and file the appellant's open  
5 brief within the time prescribed by law.

6 It is respectfully submitted that your Honorable  
7 Court should enter its order vacating the judgment of dis-  
8 missal heretofore entered in this cause and allowing the  
9 filing of the appellant's opening brief which has been  
10 lodged with the Clerk of your Honorable Court.

11 Respectfully submitted,

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13 JOHN R. BRUNNER  
14 Attorney for Appellant

15 CERTIFICATE OF COUNSEL

16 I, John R. Brunner, certify:

17 I am the attorney for the appellant herein.

18 I verily believe that the appellant has good and just  
19 cause for the presentation of the within appeal, that in my  
20 judgment the within Petition for Re-Hearing is well-founded  
21 and is not interposed for the purpose of delay, and that the  
22 interests of justice and of the legal profession would be  
23 served if the within petition is granted and the appeal  
24 heard on its merits.

25 Executed at Long Beach, California,  
26 January 21, 1964.

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JOHN R. BRUNNER  
Attorney for Appellant

